



Attorney Docket No.: 28069-546  
(Formerly: 401930/SkyePharma)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Indu PARIKH, *et al.* Confirmation No.: 7862  
U.S. Serial No. : 09/443,863 Customer No.: 35437  
Filed : November 19, 1999  
TC/A.U. : 1615  
Examiner : Gollamudi S. Kishore  
For : **Dispersible Phospholipid Stabilized Microparticles**

**Mail Stop AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**EXPRESS MAIL TRANSMITTAL**

Date of Deposit: January 31, 2006

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1. Supplemental Information Disclosure Statement [2 pages], in duplicate;
2. Modified Form 1449/PTO (1 page), in duplicate;
3. Cited References A111-A114;
4. Check No. 3015 in the amount of \$180.00;
5. Express Mail Transmittal (1 page), in duplicate; and
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Dated: January 31, 2006

*Leslie Serunian*  
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| APPLICANTS:    | Indu PARIKH <i>et al.</i>                                 |                  |                      |
| SERIAL NUMBER: | 09/443,863  | EXAMINER:        | Gollamudi S. Kishore |
| FILING DATE:   | November 19, 1999   | ART UNIT:        | 1615                 |
| CUSTOMER No.:  | 35437   | CONFIRMATION No. | 7862                 |
| FOR:           | <b>DISPERSIBLE PHOSPHOLIPID STABILIZED MICROPARTICLES</b> |                  |                      |

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Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Supplemental Information Disclosure Statement is being filed after the mailing date of a Final Office Action on the merits, and, accordingly, a fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) is enclosed.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims. The Examiner is also respectfully requested to sign and date the enclosed Form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Supplemental Information Disclosure Statement, Applicants make no representation: (1) that a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

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The order of presentation of the references should not be construed as an indication of the importance of the references. The Examiner is urged to form his/her own conclusion regarding the relevance of the cited information.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 28069-546, Customer No. 35437.

Respectfully submitted,

MINTZ LEVIN COHN FERRIS GLOVSKY  
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Date: January 31, 2006

  
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Respectfully submitted,

MINTZ LEVIN COHN FERRIS GLOVSKY  
& POPEO, P.C.

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PTO/SB (12-97)  
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|---|--|------------------------|----------------------|
| Modified Form 1449/PTO<br><br><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br><br>(use as many sheets as necessary) |  | Application Number     | 09/443,863           |
|   |  | Filing Date            | November 19, 1999    |
|   |  | First Named Inventor   | Indu PARIKH          |
|   |  | Group Art Unit         | 1615                 |
|   |  | Examiner Name          | Gollamudi S. Kishore |
|   |  | Attorney Docket Number | 28069-546            |

| U.S. PATENT DOCUMENTS |          |                          |            |                                     |       |           |             |
|-----------------------|----------|--------------------------|------------|-------------------------------------|-------|-----------|-------------|
| Exam Initials         | Cite No. | U.S. Patent Document No. | Issue Date | Name of Patentee(s) or Applicant(s) | Class | Sub Class | Filing Date |
|                       |          |                          |            |                                     |       |           |             |
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| FOREIGN PATENT DOCUMENTS |          |                                       |                                     |                     |                    |
|--------------------------|----------|---------------------------------------|-------------------------------------|---------------------|--------------------|
| Exam Initials            | Cite No. | Foreign Patent Document Office Number | Name of Patentee(s) or Applicant(s) | Date of Publication | Translation Yes No |
|                          |          |                                       |                                     |                     |                    |
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|                          |          |                                       |                                     |                     |                    |

| OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS |          |  |
|---|----------|--|
| Exam Initials                                     | Cite No. | Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.   |
|   | A111     | D. FERCEJ TEMELJOTOV, et al., "Solubilization and Dissolution Enhancement for Sparingly Soluble Fenofibrate", Acta Pharm. <u>46</u> (1996) pp. 131-136   |
|   | A112     | J. SHEPHERD, "The Fibrates in Clinical Practice: Focus on Micronised Fenofibrate", Atherosclerosis <u>110</u> (Suppl.) (1994), S55-S63   |
|   | A113     | J.P. GUICHARD et al., "A Comparison of the Bioavailability of Standard or Micronized Formulations of Fenofibrate", Current Therapeutic Research, Vol. <u>54</u> , No. 5, November 1993, pp.610-614 |
|   | A114     | M-T. SHEU, et al., "Dissolution Studies of Fenofibrate in the Ethanolic Medium", The Chinese Pharmaceutical Journal, Vol. <u>45</u> , No. 1(1993), pp.43-51  |
|   |          |  |

\*a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. \_\_\_\_\_, filed \_\_\_\_\_, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

|                    |  |                 |  |
|--------------------|--|-----------------|--|
| Examiner Signature |  | Date Considered |  |
|--------------------|--|-----------------|--|

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